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OFFICIAL

FACSIMILE TRANSMISSION

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED, AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

TO: Attn: Examiner Carla J. Myers, Group Art Unit 1634**FAX:** (703) 872-9306**FROM:** Luke Santangelo, PTO Reg. No. 31,997**DATE:** April 7, 2004**TOTAL PAGES:** ____ (including this cover page) X Facsimile Filing

In Re the Application of: Edward L. Squires, Patrick M. McCue, George E. Seidel
For: Equine System for Non-Surgical Artificial Insemination
Serial Number: 09/744,675
Filed: January 29, 2001
Group Art Unit: 1634
Examiner: Carla J. Myers
Assignees: Colorado State University through its agent Colorado State University
Research Foundation
Attorney Docket: XY-Equine3-USNP
Customer Number: 33549

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OJPE/JCWS**LETTER OF FACSIMILE TRANSMITTAL**

Enclosed for filing in the above application please find the following:

1. a Request for Continued Examination Pursuant to 37 C.F.R. §1.114 (11 pages) along with a Request for Continued Examination Transmittal Letter (1 page);
2. a Petition For Extension of Time Under 37 C.F.R. § 1.136(a) (2 pages);
3. an Associate Power of Attorney Under 37 C.F.R. §1.34(b) (1 page);
4. a Notification of Change of Small Entity Status (1 pages);
5. a Fee Calculation Sheet along with a Credit Card Payment Form authorizing payment in the amount of \$1,720.00 (\$950.00 for the Extension of Time Fee and \$770.00 for the Request for Continued Examination);
6. this Letter of Transmittal (2 pages); and
7. a Certificate of Facsimile Transmission (1 page).

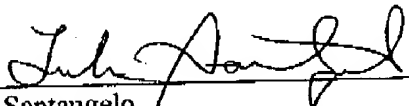
Please address all future correspondence to: Santangelo Law Offices, P.C., 125 South Howes, Third Floor, Fort Collins, CO 80521.

I have this 7th day of April, 2004, either myself personally or through my direction of staff at this office, forwarded all of the items in the above Letter of Transmittal via Facsimile Number (703) 872-9306, Attention Examiner Carla J. Myers, Group Art Unit 1634.

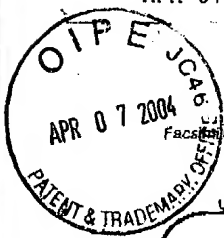
Dated this 7th day of April, 2004.

Respectfully submitted,

SANTANGELO LAW OFFICES, P.C.



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Facsimile No. (703) 872-8308

PTO/SB/30 (09-03)

Approved for use through 07/31/2006. OMB 0651-0031

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Request for Continued Examination (RCE) Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/744,875
Filing Date	January 29, 2001
First Named Inventor	Squires, Edward L.
Art Unit	1834
Examiner Name	Carla J. Myers
Attorney Docket Number	XY-Equine3-USNP

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/ Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____

3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. _____

- i. ☐ RCE fee required under 37 CFR 1.17(e) 04/09/2004 FFANAEIA 00000079 09744675
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17) 01 FC:1801 770.00 OP
- iii. ☐ Other Additional Claims
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☒ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Luke Santangelo	Registration No. (Attorney/Agent)	31,997
Signature	<i>[Signature]</i>	Date	April 7, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Misha Gregory Macay	Date	April 7, 2004
Signature	<i>[Signature]</i>		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Facsimile No. (703) 872-9306

IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE

Application Number: 09/744,675
Applicants: Edward L. Squires, Patrick M. McCue, George E. Seidel
Filed: January 29, 2001
Title: Equine System for Non-Surgical Artificial Insemination
TC/A.U: 1634
Examiner: Carla J. Meyers
Assignee: Colorado State University through its agent Colorado State
University Research Foundation
Attorney Docket: XY-Equine3-USNP
Customer No.: 33549

**REQUEST FOR CONTINUED EXAMINATION
PURSUANT TO 37 C.F.R. § 1.114**

The Applicant hereby submits the following submission in this case as a Request for Continued Examination pursuant to 37 C.F.R. § 1.114. This submission consists of an amendment and request for reconsideration and is filed in response to the Office Action dated October 7, 2003. This Request for Continued Examination is appropriate because:

- i) this request is made prior to payment of the issue fee [37 C.F.R. § 1.114 (a)(1)];
- ii) the application has not been abandoned [37 C.F.R. § 1.114 (a)(2)];
- iii) no notice of appeal has been filed [37 C.F.R. § 1.114 (a)(3)];
- iv) prosecution on the application is closed by either a final action or issuance of a notice of allowance [37 C.F.R. § 1.114 (b)];
- v) this application is not a provisional application [37 C.F.R. § 1.114 (e)(1)];

- vi) this is not a utility patent application filed before June 8, 1995 [37 C.F.R. § 1.114 (e)(2)];
- vii) this application is not an international application filed under 35 U.S.C. § 363 before June 8, 1995 [37 C.F.R. § 1.114 (e)(3)];
- viii) this application is not a design patent application [37 C.F.R. § 1.114 (e)(4)]; and
- ix) this is not a patent under reexamination [37 C.F.R. § 1.114 (e)(5)].